

entered and the product was ordered released under bond to be brought into compliance with the law, under the supervision of the Food and Drug Administration.

9455. Adulteration of brewer's rice grits. U. S. v. 4,689 Bags of Brewer's Rice Grits. Consent decree of condemnation. Product ordered released under bond. (F. D. C. Nos. 18527, 18718, 18719. Sample Nos. 51002-H, 51004-H to 51008-H, incl., 51010-H.)

LIBEL FILED: On or about December 4; amended December 27, 1945, District of Minnesota.

ALLEGED SHIPMENT: Between the approximate dates of May 7 and October 24, 1944, from Crowley, La.

PRODUCT: 2,019 200-pound bags and 2,670 100-pound bags of brewer's rice grits at Minneapolis, Minn., in the possession of the Security Warehouse Co. The product was stored under insanitary conditions after shipment. Some of the bags were rodent-gnawed, and rodent excreta was observed on them. Examination of the product showed the presence of rodent excreta, urine, rodent hairs, weevils, and larvae.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: February 20, 1946. The Pillsbury Mills, Inc., Minneapolis, Minn., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond, conditioned that it be disposed of in compliance with the law, under the supervision of the Food and Drug Administration. The product was used in the manufacture of alcohol.

9456. Adulteration of rolled oats. U. S. v. 85 Bags and 24 Bags of Rolled Oats. Default decrees of condemnation. Portion of product ordered destroyed; remainder ordered delivered to a local hospital, for use as animal feed. (F. D. C. Nos. 17613, 18374. Sample Nos. 1117-H, 4574-H.)

LIBELS FILED: September 27 and November 14, 1945, Eastern District of Pennsylvania and Western District of North Carolina.

ALLEGED SHIPMENT: On or about August 9 and September 27, 1945, by the Quaker Oats Co., from Akron, Ohio.

PRODUCT: 85 bags and 24 bags of rolled oats at Philadelphia, Pa., and Valdese, N. C., respectively.

LABEL, IN PART: (Bag) "100 Lbs. Net Buckeye Rolled Oats."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of weevils, larvae, and cast skins.

DISPOSITION: December 24, 1945, and January 10, 1946. No claimant having appeared, judgments of condemnation were entered and the North Carolina lot was ordered destroyed and the Pennsylvania lot was ordered delivered to a local hospital, for use as animal feed.

9457. Adulteration of popcorn. U. S. v. 237 Cases and 171 Bags of Popcorn. Decrees of condemnation. One lot ordered released under bond; remaining lot ordered delivered to a public institution. (F. D. C. Nos. 17565, 19076. Sample Nos. 10736-H, 31166-H.)

LIBELS FILED: September 18, 1945, and February 4, 1946, District of Arizona and Western District of New York.

ALLEGED SHIPMENT: On or about April 27 and November 21, 1945, by the Albert Dickinson Co., from Chicago, Ill.

PRODUCT: 237 cases, each containing 24 10-ounce packages, of popcorn at Phoenix, Ariz., and 171 100-pound bags of the same product at Buffalo, N. Y.

LABEL, IN PART: (Package) "Dickinson's Little Buster Hulless Pop Corn," or (bag) "Big Buster Brand South American Variety Yellow Popcorn."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of larvae, in-

sect fragments, and insect excreta, in a portion, and beetles and insect fragments, in the remainder.

DISPOSITION: On January 18, 1946, no claimant having appeared for the Phoenix lot, judgment of condemnation was entered and the product was ordered delivered to the United States Indian School at Phoenix, for use as poultry feed. On February 27, 1946, the Langs Bakery, Inc., claimant for the Buffalo lot, having consented to the entry of a decree, judgment was entered ordering that the fit be separated from the unfit portion, under the supervision of the Food and Drug Administration, and that the unfit portion be condemned and destroyed, or disposed of in some other lawful manner.

9458. Adulteration of popcorn. U. S. v. 70 Bags of Popcorn. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 15662. Sample No. 18717-H.)

LIBEL FILED: March 28, 1945, District of Minnesota.

ALLEGED SHIPMENT: On or about March 4, 1945, from the Victor Wholesale Co., from Missouri Valley, Iowa.

PRODUCT: 70 100-pound bags of popcorn at Minneapolis, Minn.

LABEL, IN PART: "Barnard's Best Bet Brand Hull-Less Yellow Popcorn."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of rodent excreta pellets.

DISPOSITION: April 24, 1946. The Barnard Popcorn Supply Co., Minneapolis, Minn., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be brought into compliance with the law, under the supervision of the Food and Drug Administration.

9459. Adulteration of popcorn. U. S. v. 44 Bags of Popcorn. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 18496. Sample No. 18793-H.)

LIBEL FILED: November 27, 1945, Western District of Wisconsin.

ALLEGED SHIPMENT: On or about March 14, 1945, by the Plainview Oil Co., Inc., from Plainview, Minn.

PRODUCT: 44 bags, each containing 100 pounds, of popcorn at Eau Claire, Wis.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of larvae, insect fragments, and insect excreta.

DISPOSITION: January 8, 1946. The Favorite Confection Co., Eau Claire, Wis., claimant, having admitted the facts in the libel, judgment of condemnation was entered and the product was ordered released under bond to be disposed of in compliance with the law, under the supervision of the Food and Drug Administration. The product was denatured for use as animal feed.

9460. Adulteration of popcorn. U. S. v. 22 Bags of Popcorn. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 15661. Sample No. 18716-H.)

LIBEL FILED: March 29, 1945, District of Minnesota.

ALLEGED SHIPMENT: Between December 12 and 24, 1944, from Bristol, S. Dak.

PRODUCT: 22 100-pound bags of popcorn at Minneapolis, Minn., in the possession of the Barnard Popcorn Supply Co. Examination showed that the product was stored under insanitary conditions after shipment. Some of the bags were rodent-gnawed, and rodent pellets were observed on them. Examination showed that the article contained rodent excreta.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance; and, Section 402 (a) (4), it had been held under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: April 24, 1946. The Barnard Popcorn Supply Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be brought into compliance with the law, under the supervision of the Food and Drug Administration.